McGUIREWOODS

MEMORANDUM

TO:

Illinois Procurement Policy Board

511 West Capitol Ave., Suite 102

Springfield, Illinois 62704

FROM:

Kyle C. Barry, McGuireWoods

CC:

Arlene Juracek, Executive Director

Illinois Power Agency

DATE:

February 2, 2012

RE:

Report of Meeting with Illinois Power Agency Officials on January 4, 2012

Pursuant to the requirements of 30 ILCS 500/50-39(a), please accept this memorandum in satisfaction of the reporting obligations associated with a meeting that occurred on January 4, 2012 between Arlene Juracek, Executive Director of the Illinois Power Agency, and officials with and on behalf of the FutureGen Industrial Alliance, Inc., as well as officials with the Illinois Office of Coal Development.

Date of Meeting:

January 4, 2012

Time of Meeting:

1:30 p.m.

Duration of Meeting:

Approximately 90 minutes

Location of Meeting:

Offices of Illinois Power Agency

160 N. LaSalle Street

Suite N-506

Chicago, Illinois 60601

Method of Communication:

In-person meeting (verbal discussion)

Meeting Participants:

| Name | Employer | Party represented |
|----------------|------------------------------|--------------------------------|
| Arlene Juracek | Executive Director, Illinois | Illinois Power Agency |
| | Power Agency | |
| Kyle Barry | McGuireWoods | FutureGen Industrical Alliance |
| Tom Londrigan | McGuireWoods | FutureGen Industrial Alliance |
| Elias Mossos | McGuireWoods | FutureGen Industrial Alliance |
| Ken Humphreys | CEO, FutureGen Industrial | FutureGen Industrial Alliance |

| | Alliance, Inc. | · |
|----------------|--------------------------------|---------------------------------|
| Paul Champagne | Acting Project Director, | FutureGen Industrial Alliance |
| | FutureGen Industrial | |
| | Alliance, Inc., and President, | |
| | PKM Energy Consulting, | |
| | LLC | |
| Bill Hoback | Deputy Director, Illinois | Illinois Department of Commerce |
| | Office of Coal Development | and Economic Opportunity |
| | (DCEO) | · |
| Mike Murphy | Coal Programs Manager, | Illinois Department of Commerce |
| | Illinois Office of Coal | and Economic Opportunity |
| | Development (DCEO) | |

Summary of Substantive Content of Communication:

The participants discussed the following substantive matters/issues during the meeting:

- The development and contents of the 2012 Illinois Power Agency Procurement Plan and the 2011 planning process for the 2012 Plan
- Background and status of the FutureGen 2.0 project
- Potential pathways under the Illinois Power Agency Act for a power purchase mechanism for the FutureGen 2.0 project
- The Clean Coal Portfolio standard provisions in the Illinois Power Agency Act
- The repowering and retrofit provisions in the Illinois Power Agency Act
- Potential timeline and schedule for future clean coal power procurements and the potential development and approval of clean coal power purchase agreements